

INTERNATIONAL CRIMINAL LAW

Professor E. Morgan
Fall Term 2002

VOLUME I

The materials reproduced herein are for the use of students at the University of Toronto only, and are not for commercial sale or use.

BORA LASKIN LAW LIBRARY

AUG 28 2002


FACULTY OF LAW
UNIVERSITY OF TORONTO

INTERNATIONAL CRIMINAL LAW

Professor E. Morgan
Fall Term 2002

VOLUME I

The materials reproduced herein are for the use of students at the University of Toronto only, and are not for commercial sale or use.



Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

International Criminal Law
Professor E. Morgan
Fall Term 2002

VOLUME I

<u>1. Criminal Jurisdiction</u>	<u>Page</u>
• R. v. Coombs (1785), 1 Leach 3 88, 168, 168 E.R. 296	1
• Bennett and Schutte v. The Queen, (1974) 6 W.W.R. 193 (B.C.)	2
• R. v. Brixton Prison, Ex p. Rush (1969) 1 All E.R. 316	4
• Simpson v. State, 92 Ga. 41, 17 S.E. 984 (1893)	8
• Ford v. United States, 273 U.S. 593 (1927)	10
• R. v. Libman (1985), 21 C.C.C. (3d) 206 (S.C.C.)	27
• Ontario Securities Commission v. Bennett (1991), 72 OR (2d) 576	42
• R. v. Bow Street Magistrate, Ex. p. Pinochet [2000] 1 AC 147	45
 <u>2. Slave Trading</u>	
• United States v. La Jeune Eugenie, 26 F. Cass. 832 (Mass. 1822)	63
 <u>3. (a) Terrorism: Definition</u>	
• Ahani v. Canada [2000] F.C.J. No. 53	83
• Balta v. Canada [1995] F.C.J. No. 146	91
• Canada v. Mahjoub [2001] F.C.J. 4 F.C. 644	96
• Smith v. Canada [1991] F.C.J. No. 212	124
• Ahmed v. Wigen, 726 F. Supp. 389 (E.D.N.Y. 1989)	142
• Suresh v. Canada [2002] S.C.J. No. 3	160
 <u>3. (b) Terrorism: Prosecution</u>	
• United States v. Ivic, 700 F.2d 51 (2d Cir. 1982)	182
• United States v. Yunis, 924 F.2d 1086 (D.C. Cir. 1991)	193
• The Great Compromise, 23 Suffolk Transnat'l L. Rev. 131	200
• Bill C-36, The Anti-terrorism Act	209
 <u>4. Crimes Against the State</u>	
• Joyce v. Director of Public Prosecutions, (1946) A.C. 347	221
• United States v. Bowman, 260 U.S. 94 (1922)	239
• United States v. Layton, 509 F. Supp. 212 (N.D. Cal. 1981)	244
• United States v. Perez-Herrera, 610 F. 2d 289 (5 th Cir. 1980)	252
• Chua Han Mow v. United States, 730 F. 2d 1200 (9 th Cir. 1984)	255

5. Law Enforcement

- United States v. Felix-Gutierrez, 940 F.2d 1200 (9th Cir. 1991) 259
- United States v. Vasquez-Velasco, 15 F. 3d 833 (9th Cir. 1994) 265
- United States v. Verdugo-Urquidez, 494 U.S. 259 (1990) 275

6. Drug Trafficking

- United States v. Caicedo, 47 F. 3d 370 (9th Cir. 1995) 292
- United States v. Noriega, 746 F. Supp. 1506 (S.D. Fla. 1990) 294
- Director of Public Prosecutions v. Doot (1973) A.C. 807 312

VOLUME II

7. Extradition

- Idziak v. Minister of Justice, (1992) 3 S.C.R. 631 1
- United States v. Cotroni, (1989) 1 S.C.R. 1469 15
- Demjanjuk v. Petrovsky, 766 F. 2d 581 (6th Cir. 1985) 35
- United States v. v. McVey, (1992) 3 S.C.R. 4775 43
- Federal Republic of Germany v. Rauca (1983), 41 O.R. 225 73
- Kindler v. Minister of Justice, (1991) 2 S.C.R. 950 86
- R. v. Parisien, (1988) 1 S.C.R. 950 118
- Schmidt v. The Queen (1987), 33 C.C.C. (3d) 193 (S.C.C.) 124
- United States v. Burns [2001] S.C.C. 7 138

8. Abductions and Luring

- Re Harnett and The Queen; Re Hudson and The Queen (19/4), 1 O.R. (2d) 206 163
- United States v. Alvarez-Machain, 504 U.S. 655 (1992) 166
- Bennett v. Horseferry Road Magistrates Court, (1993) 2 All E.R. 474 184
- United States v. Reed, 639 F. 2d 896 (2d Cir. 1981) 188

9. (a) Evidence Collected Abroad: Right to Counsel

- R. v. Harrer (1995), 101 C.C.C. 193 (S.C.C.) 195
- R. v. Terry (1996), 106 C.C.C. (3d) 508 (S.C.C.) 208
- R. v. Cobb, (1996) A.Q. No. 81 (Que. C.A.) 214
- United States v. Hensel, 509 F. Supp. 1364 (Dist. Ct. 1981) 217

9. (b) Evidence Collected Abroad: Surveillance

- R. v. Sirianni, (1995) O.J. No. 3778 (Ont. Gen. Div.) 231
- United States v. Barona, 56 F. 3d 1087 (9th Cir. 1995) 243
- Schreiber v. Canada (1998), 124 C.C.C. (3d) 129 (S.C.C.) 254

10. (a) War Crimes: Military Tribunals

- Ex Parte Mudd, 17 F. Cas. 945 (S.D. Fla. 1868) 269
- In Re Yamashita, 327 U.S. 1 (1946) 270
- Calley v. Callaway, 519 F. 2d 184 (5th Cir. 1975) 284
- What To Do With Osama Bin Laden and Al Qaeda Terrorists?, H.J.L.P.P. Spring 2002 309

10. (b) War Crimes: Domestic Prosecutions

- Att. Gen. Of Isreal v. Eichmann (1962) 36 Int. L. Rep. 277 (Isr. S.C.) 473 329
- Matter of Barbie (1984), 78 Int. L. Rep. 125 (Fr. Ct. Cassation) 334
- R. v. Finta (1994) 28 C.R. (4th) 265 (S.C.C.) 341

10. (c) War Crimes: Immigration Act Proceedings

- Secretary of State v. Luitjens (1991), 46 F.T.R. 267 405
- Rudolph v. Minister of Immigration (1992), 73 C.C.C. (3d) 442 418
- Canada v. Nemsila [1997] F.C.J. No. 630 423
- Canada v. Tobias [1997] 3 S.C.R. 391 435

10. (d) War Crimes: International Tribunals

- Nuremberg Case, (1946) Int. L. Rep. 203 453
- Prosecutor v. Tadic (1995) Defense Motion on Jurisdiction I.C.T.Y. 460
- Prosecutor v. Akayesu (1998) I.C.T.R. 480

